

FORM PTO-1390 (Modified)
(REV 11-98)

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER

TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371

110.0 101

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR

09/600432

INTERNATIONAL APPLICATION NO.
PCT/US99/01236INTERNATIONAL FILING DATE
21 January 1999PRIORITY DATE CLAIMED
22 January 1998

TITLE OF INVENTION

PEPTIDES WITH BETA-1 INTEGRIN SUBUNIT DEPENDENT CELL ADHESION MODULATING ACTIVITY

APPLICANT(S) FOR DO/EO/US

James B. McCARTHY, Leo T. FURCHT, Angela BRIENZO

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. ☒ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. ☒ A copy of the International Application as filed (35 U.S.C. 371 (c) (2))
 - a. ☐ is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☒ has been transmitted by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ A translation of the International Application into English (35 U.S.C. 371(c)(2)).
7. ☐ A copy of the International Search Report (PCT/ISA/210).
8. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))
 - a. ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. ☐ have been transmitted by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☒ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
10. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).
11. ☐ A copy of the International Preliminary Examination Report (PCT/IPEA/409).
12. ☐ A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).

Items 13 to 20 below concern document(s) or information included:

13. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
14. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
15. ☒ A **FIRST** preliminary amendment.
16. ☐ A **SECOND** or **SUBSEQUENT** preliminary amendment.
17. ☐ A substitute specification.
18. ☐ A change of power of attorney and/or address letter.
19. ☒ Certificate of Mailing by Express Mail
20. ☐ Other items or information:

"EXPRESS MAIL" MAILING LABEL NUMBER: EL542401167USDATE OF DEPOSIT: JULY 14, 2000

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE
UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE"
SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO
THE ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20531

PRINTED NAME: ANNE RICHARDSSIGNATURE: Anne Richard

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 1.53) 09/60032		INTERNATIONAL APPLICATION NO. PCT/US99/01236		ATTORNEY'S DOCKET NUMBER 110.0113 0101	
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21. The following fees are submitted:

			CALCULATIONS PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)) :				
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO	\$970.00			
<input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO	\$840.00			
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$690.00			
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)	\$670.00			
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)	\$96.00			
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$840.00		
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).		\$130.00		
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	23 - 20 =	3	x \$18.00	\$54.00
Independent claims	4 - 3 =	1	x \$78.00	\$78.00
Multiple Dependent Claims (check if applicable). <input type="checkbox"/>				\$0.00
TOTAL OF ABOVE CALCULATIONS =				\$1,102.00
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). <input type="checkbox"/>				\$0.00
SUBTOTAL =				\$1,102.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).			+	\$0.00
TOTAL NATIONAL FEE =				\$1,102.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/>				\$0.00
TOTAL FEES ENCLOSED =				\$1,102.00
			Amount to be:	
			refunded	\$
			charged	\$

☒ A check in the amount of **\$1,102.00** to cover the above fees is enclosed.

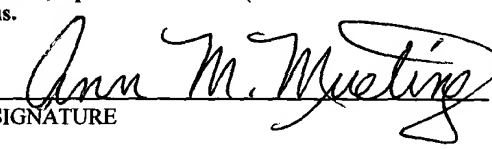
☐ Please charge my Deposit Account No. _____ in the amount of _____ to cover the above fees.
A duplicate copy of this sheet is enclosed.

☒ The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **13-4895** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Ann M. Mueting
Mueting, Raasch & Gebhardt, P.A.
P.O. Box 581415
Minneapolis, Minnesota 55458-1415


SIGNATURE

Ann M. Mueting
NAME

33,977
REGISTRATION NUMBER

14 July 2000
DATE

470 Rec'd PCT/PTO 14 JUL 2000

Applicant(s): James B. McCarthy, et al.

Docket No.: 110.0113 0101

Titled: PEPTIDES WITH β 1 INTEGRIN SUBUNIT DEPENDENT CELL ADHESION
MODULATING ACTIVITY

Assistant Commissioner for Patents

ATTN: BOX PCT

Washington, D.C. 20231

We are transmitting the following documents along with this Transmittal Sheet:

- ☐ Utility Patent Application: Specification (___ pgs); Claims (___ claims on ___ pgs); 1 pg Abstract.
☐ Design Patent Application: ___ pgs.
☐ ___ Sheet(s) of formal /informal drawing(s).
☐ A signed Declaration and Power of Attorney (pp.).
☒ A return postcard.
☐ An Assignment of the invention to _____ and Recordation Form Cover Sheet.
☐ A certified copy of a ___ application, Serial No. ___, filed ___, 19___, the right of priority of which is claimed under 35 U.S.C. Section 119.
☒ Other: Transmittal Letter to the United States DO/EO/US Concerning a Filing Under 35 USC 371 (2 signed copies, 2 pp. each), a Preliminary Amendment (2 pp.).
☒ A check in the amount of \$1102.00 to pay the filing fee.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers and please charge any additional fees or credit overpayment to Deposit Account N . 13-4895.

MUETING, RAASCH & GEBHARDT, P.A.

P.O. Box 581415, Minneapolis, MN 55458 (612-305-1220)

By: 

Name: Ann M. Mueeting

Reg. No.: 33,977

Direct Dial: 612-305-1217

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01 FC:141 1210.00 CH

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EL542401167USDate of Deposit: July 14, 2000

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Attn: Box PCT, Washington, D.C. 20231.

By: Name: ~~Mare Ireland~~ Anne Richards

(TRANSMITTAL UNDER RULE 1.10)